

**BOROUGH OF WHITE OAK**  
**Minutes of a Council Meeting**  
**January 21, 2019, 8:00 PM**

**CALL TO ORDER:** President Dave Pasternak called the meeting to order at 8:00 PM.

**PLEDGE OF ALLEGIANCE:** Dave Pasternak

**ROLL CALL:** Dave Pasternak requested the roll call. In attendance was:

**Elected Officials:**

Mayor Ina Marton  
David J. Pasternak, President  
Edward Babyak  
Louis Bender  
George Dillinger  
Stephen Pholar

**Borough Staff and Professional Services:**

Krishna DiMascio, Borough Solicitor  
Ken Hillman, Borough Engineer  
John Palyo, Borough Manager  
MaryAnn Winemiller, Admin. Asst.

**MINUTES:** Edward Babyak made a motion to accept the minutes of the December 28, 2017 Council meeting, August 20, 2018 Demolition Hearing, December 17, 2018 Council Meeting, and December 27, 2018 Council Special Meeting. George Dillinger seconded the motion. The motion was unanimously approved.

**EXECUTIVE SESSION:** Krisha DiMascio announced that prior to the Council meeting of January 21, 2019, Council did not have an Executive Session. Following the Workshop meeting of January 14, 2019, Council had an Executive Session to discuss personnel and pending legal matters.

**PUBLIC COMMENTS:**

John Ekiert, 215 Carmella Drive: Stated that he has been in the neighborhood since the late 1950's and expressed that there are more children in the neighborhood today than in the past. He asked Council if they would consider rehabilitation of the playground and basketball areas. Rehabilitate court to include lines, hoops, etc.

**PRESIDENT'S REPORT:** Dave Pasternak

**Committee Appointments:**

Dave Pasternak asked for a Motion to appoint Anthony Villinger & Glenn Beech to a 4 Year term on the Planning Commission. Stephen Pholar made the motion, seconded by George Dillinger. President Dave Pasternak requested a roll call vote.

**Roll Call Vote:**

**Yes Votes:** Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

**No Votes:** None

The motion passed with five (5) yes votes and zero (0) no votes.

Dave Pasternak asked for a Motion to appoint George Jayme Burgman to a 3 Year term on the Zoning Hearing Board. George Dillinger made the motion, seconded by Stephen Pholar. President Dave Pasternak requested a roll call vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

The motion passed with five (5) yes votes and zero (0) no votes.

Dave Pasternak asked for a Motion to appoint Paul Yester to a 5 Year term on the Building Code Appeals Board. George Dillinger made the motion, seconded by Edward Babyak. President Dave Pasternak requested a roll call vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

The motion passed with five (5) yes votes and zero (0) no votes.

Dave Pasternak asked for a Motion to appoint George Matta to a 1 Year term on the Vacancy Board. Stephen Pholar made the motion, seconded by George Dillinger. President Dave Pasternak requested a roll call vote.

Roll Call Vote:

Yes Votes: Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: Louis Bender

The motion passed with four (4) yes votes and one (1) no vote.

Dave Pasternak asked to consider a Motion pertaining to the Tri-COG Land Bank (1808 Ohio Avenue, L/B 551-A-114) to acknowledge the receipt of the Land Bank's Notice of Intent to Acquire the Property and does not object to the acquisition and waive all taxes, tax claims and municipal claims due against the property upon the TCLB's acquisition and authorize the Borough Manager to send proper notice to the Land Bank. Stephen Pholar made the motion, seconded by George Dillinger. The motion was unanimously approved.

Dave Pasternak asked for a Motion to authorize the Borough Manager to purchase a new sound system for Council Chambers at a cost not to exceed \$ 2,700.00 from Northern Sound and Light, Inc. (The Public Works Department with assistance from Brian & John will complete the installation process.) George Dillinger made the motion, seconded by Edward Babyak. The motion was unanimously approved.

**MAYOR'S REPORT:** Mayor Marton provided the Police Activity Report for December 2018.

Arrests: 21 (21 adults / 0 juveniles)	
Assault	1
Criminal Trespass	1
Drug offenses (Violation of Title 35)	9
False Identification to Law Enforcement	1
Receiving Stolen Property	2
Theft	7
Summary traffic offenses	44
<b>Total incidents</b>	<b>594</b>

**COUNCIL COMMITTEE REPORTS:**

**FINANCE:** George Dillinger presented the finance report.

George Dillinger made a motion to accept the Treasurer's report for December 2018 as read. Edward Babyak seconded the motion. The motion was unanimously approved.

George Dillinger made a Motion approving the Check Register for the month of December, which includes Electronic Fund Transfers and General Fund Checks in the following ranges (203903 to 204011) totaling \$441,865.05. Louis Bender seconded the motion. The motion was unanimously approved.

George Dillinger made a motion authorizing the following Interfund Transfers for December. Edward Babyak seconded the motion. The motion was unanimously approved.

From	To	Amount
Liquid Fuels	General Fund	16,280.03
Solid Waste	General Fund	40,069.07
Post Retirement	General Fund	1,418.07
Capital Projects	General Fund	93.12
Total Transfers		\$57,860.29

**HEALTH, ENVIRONMENT AND CABLE:** Stephen Pholar presented the health, environment and cable report.

Stephen Pholar made a motion authorizing payment to Dave Collura Wildlife Control, in the amount of \$490.00 for services in the month of December 2018. George Dillinger seconded the motion. The motion was unanimously approved.

Stephen Pholar made a motion to authorize payment to Gaydos Brehanna Kennels, for Animal Control Services for the month of December (\$75.00), 2018. Edward Babyak seconded the motion. The motion was unanimously approved.

Stephen Pholar announced that Solid Waste Invoices, Recycling Calendar and additional information are being mailed this week.

**PARKS AND RECREATION:** Louis Bender, no report.

**PLANNING AND ZONING:** Edward Babyak, presented the planning and zoning report for the month of December.

**PUBLIC SAFETY REPORT:** Kenneth Robb, no report.

**PUBLIC WORKS:** Dave Pasternak presented the public works report.

The monthly report for December is available for review during normal business hours.

**PERSONNEL:** Dave Pasternak, no report.

**TAX COLLECTORS' REPORTS:** Dave Pasternak read the reports.

George Dillinger made a motion to accept the Tax Collectors' Reports and pay the commissions and fees due with exception of the Delinquent / Liened Real Estate Tax. Louis Bender seconded the motion. The motion was unanimously approved.

**ENGINEER'S REPORT:** Kenneth Hillman presented the Engineer's report.

Stephen Pholar made a Motion to authorize the payment of Pay Request #1 in the amount of \$65,412.00 to Tennis Roofing, Inc. for the Bathhouse/Pool Roof Replacement Project as reviewed and approved by the Engineer and authorize the Borough Manager to sign the above listed requests on behalf of the Borough. George Dillinger seconded the motion. President Dave Pasternak requested a roll call vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

The motion passed with five (5) yes votes and zero (0) no votes.

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Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

The motion passed with five (5) yes votes and zero (0) no votes.

Stephen Pholar made a Motion to approve Change Order #1 in the amount of \$ 19,624.00 for the additional wood edging and LED Lighting as part of the Bathhouse/Pool Roof Replacement Project as recommended by the Engineer and authorize the Borough Manager to sign the above Change Order on behalf of the Borough. George Dillinger seconded the motion. President Dave Pasternak requested a roll call vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

The motion passed with five (5) yes votes and zero (0) no votes.

**SOLICITOR'S REPORT:** Krisha DiMascio presented the Solicitor's Report in Executive Session.

Edward Babyak made a motion to accept the Solicitor's Report and pay the fees due to Dodaro, Matta & Cambest for Invoice #16096, dated January 14, 2019, totaling \$1,044.00. Louis Bender seconded the motion. The motion was unanimously approved.

George Dillinger made a Motion to authorize the payment for the filing of Municipal Liens for Delinquent Garbage Fees for the years 2015, 2016 & 2017 to Dodaro, Matta & Cambest for Filing #1 dated January 8, 2019 in an amount of \$ 9,300.68 and Filing #2 dated January 10, 2019 in an amount of \$ 10,637.40, totaling \$19,938.08. Stephen Pholar seconded the motion. President Dave Pasternak requested a roll call vote.

Roll Call Vote:

Yes Votes: Louis Bender, Edward Babyak, Dave Pasternak, George Dillinger, Stephen Pholar

No Votes: None

The motion passed with five (5) yes votes and zero (0) no votes.

**RESOLUTIONS AND ORDINANCES:** Krisha DiMascio presented the following Resolutions

Edward Babyak made a motion to approve Resolution #2019-01. To make refund of certain real property taxes to certain property owners as hereinafter listed by reason of official change order, gentrification, issued by the Allegheny County Board of Assessments, appeals and review as well as abatements or overpayments George Dillinger seconded the motion. The motion was unanimously approved.

**NEW BUSINESS:** None

**OLD BUSINESS:** None

**ANNOUNCEMENTS:**

- February 11, 2019, 6:45 PM – Council Workshop Meeting (Open to the Public)
- February 18, 2019, 6:45 PM – Council Workshop Meeting (Open to the Public)
  - 8:00 PM – Council Meeting (Open to the Public)

**ADJOURNMENT:**

Edward Babyak made a motion to adjourn the meeting at 8:28 PM. George Dillinger seconded the motion. The motion was unanimously approved.

Respectfully submitted,

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John Palyo  
Borough Manager, Secretary & Treasurer

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Date Approved by Council